

[ORAL ARGUMENT NOT SCHEDULED]

UNITED STATES COURT OF APPEALS
FOR THE DISTRICT OF COLUMBIA CIRCUIT
Washington, DC 20001-2866

INTERCOLLEGiate BROADCASTING)	
SYSTEM, INC.,)	
a Rhode Island Non-Profit Corporation,)	
)	
<u>Appellant,</u>)	
)	Case No. 11-1083
v.)	Docket No. 2009-1
)	CRB Webcasting III
COPYRIGHT ROYALTY BOARD,)	
LIBRARY OF CONGRESS,)	Consolidated with
)	Case No. 11-1103
<u>Appellees,</u>)	
)	
SOUNDEXCHANGE, INC.,)	
)	
<u>Movant-Intervenor for Appellee</u>)	
)	

STATEMENT AS TO DEFERRED APPENDIX

Counsel for Appellant IBS and Appellee Board have agreed to use a deferred appendix.

Respectfully submitted,

/s/ William Malone

William Malone,
Counsel of record, and
James R. Hobson
Matthew K. Schettenhelm
Miller & Van Eaton, P.L.L.C.
1155 Connecticut Avenue, N.W., Suite 1000
Washington, DC 20036
Phone: (202) 785-0600
Fax: (202) 785-1234
Info2@millervaneaton.com

Attorneys for
Intercollegiate Broadcasting System, Inc.

April 20, 2011

6917\02\00159345.DOC